

United States District Court
Southern District of Texas
Victoria Division

STATE OF TEXAS, *et al.*,

Plaintiffs,

v.

U.S. DEPARTMENT OF HOMELAND

SECURITY, *et al.*,

Defendants.

Case 6:23-cv-00007

JOINT NOTICE OF STIPULATIONS

Plaintiff States and the Federal Defendants (the “Parties”) adopt the following stipulations:

Stipulation No. 1: Subject to Stipulation No. 2, Plaintiffs stipulate that they will only seek to establish Article III injury based on alleged injuries to Texas and that they will not submit any evidence as to injury for any other State Plaintiff. Plaintiffs further stipulate that they will only seek to establish irreparable injury for purposes of any equitable relief based on alleged harm to Texas and that they will not submit any evidence as to irreparable harm for any other State Plaintiff. Subject to the limitations above, this stipulation does not prejudice the right of any Party to argue the proper scope of any relief or whether Article III standing is satisfied in this case. Federal Defendants stipulate that their currently propounded discovery requests are limited to Texas.

Stipulation No. 2: The Parties stipulate that Plaintiffs may not attempt to introduce new evidence of injury or irreparable harm to any State other than Texas absent new reciprocal discovery regarding injuries or harm to any such State for purposes of standing or scope of relief. This applies to any attempt by Plaintiffs to introduce such new evidence at any stage of this case, including after any remand should Plaintiffs prevail in district court but that decision is reversed by a higher court.

Dated May 5, 2023.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on May 5, 2023, I filed this motion through the Court's CM/ECF system, which served it on all counsel of record.

/s/ Ryan D. Walters